THE HON'BLE MS JUSTICE G. ROHINI

Writ Petition No. 11356 of 2003

Date: 18.07.2007

Between:

S. Balakotaiah.

..... PETITIONER

AND

The Government of Andhra Pradesh,
Transport Department, rep. by its
Secretary, Secretariat, Hyderabad and others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G. ROHINI

Writ Petition No. 11356 of 2003

Order:

This writ petition is filed seeking a declaration that the action of the respondents 5 and 6 – Andhra Pradesh State Road Transport Corporation in operating the town service route from Narsapur Women's College to Vemuladeevi, on which route the petitioner was granted a permit by the Regional Transport Authority, is arbitrary and illegal.

In response to Rule Nisi, a counter affidavit has been filed on behalf of respondents 5 and 6 stating that the Andhra Pradesh State Road Transport Corporation is operating two vehicles with 14 trips on the route in question catering to the needs of the traveling public even before the permit is granted in favour of the petitioner.

No affidavit is filed by the petitioner and nothing has been placed before this Court contradicting the version of the respondents. In the circumstances, it cannot be held that the Corporation has been operating the vehicles in violation of the statutory provisions.

Accordingly, the writ petition is dismissed. No costs.

_____

G. ROHINI, J.

Date: 18.07.2007
Nsr